

AMENDED IN ASSEMBLY SEPTEMBER 14, 2001

AMENDED IN ASSEMBLY JUNE 30, 2001

SENATE BILL

No. 766

**Introduced by Senator Karnette
(Principal coauthor: Assembly Member Leach) Burton**

February 23, 2001

~~An act to amend Sections 12815 and 13000 of the Vehicle Code, relating to the Department of Motor Vehicles. An act relating to parks and recreation, and making an appropriation therefor.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 766, as amended, ~~Karnette Burton. Driver's license: identification card: duplicate~~ *Parks and recreation.*

Existing law contains various provisions related to parks and recreation.

This bill would allocate \$190,000,000 of the funds appropriated by the proposed California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002, for urban park and recreation purposes, if Senate Bill 359 and Assembly Bill 1481 of the 2001-02 Regular Session are enacted.

~~Existing law provides for the replacement of a driver's license by the Department of Motor Vehicles upon application if, among other things, the original license was lost, destroyed, or mutilated.~~

~~This bill would require the department, if the original license is lost, destroyed, or mutilated, prior to issuing a permanent duplicate driver's license, to compare the current photograph and information on file with the department to the likeness and information obtained from the person requesting the duplicate license.~~

Existing law directs the department to issue identification cards to persons attesting to certain information. Existing law provides, if that card is lost, destroyed, mutilated, or a new true full name is acquired, the person may make application for a new card.

This bill would provide that if an application for a duplicate identification card based on the loss, destruction, or mutilation of a previously issued card is made, that application shall be made in person and the department, prior to the issuance of the duplicate card, shall compare the current photograph and information on file with the department, with the likeness and information obtained from the applicant requesting the duplicate card.

Vote: majority. Appropriation: no—yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 ~~SECTION 1.—Section 12815 of the Vehicle Code is amended~~
2 ~~SECTION 1. If the California Clean Water, Clean Air, Safe~~
3 ~~Neighborhood Parks, and Coastal Protection Act of 2002 (Ch.~~
4 ~~1.696 (commencing with Sec. 5096.600), Div. 5, P.R.C.) is~~
5 ~~approved by the voters at the March 5, 2002, primary election, of~~
6 ~~the funds allocated pursuant to subdivision (d) of Section~~
7 ~~5096.620 of the Public Resources Code, one hundred forty million~~
8 ~~dollars (\$140,000,000) shall be expended for the purposes of~~
9 ~~Assembly Bill 1481 of the 2001–02 Regular Session, if that bill is~~
10 ~~enacted, and fifty million dollars (\$50,000,000) shall be expended~~
11 ~~for the purposes of Senate Bill 359 of the 2001–02 Regular~~
12 ~~Session, if that bill is enacted.~~
13 ~~to read:~~
14 ~~12815.—(a) If a driver’s license issued under this code is lost,~~
15 ~~destroyed or mutilated, or a new true, full name is acquired, the~~
16 ~~person to whom it was issued shall obtain a duplicate upon~~
17 ~~furnishing to the department the following:~~
18 ~~(1) Satisfactory proof of that loss, destruction, or mutilation.~~
19 ~~(2) If the licensee is a minor, evidence of permission to obtain~~
20 ~~a duplicate secured from the parents, guardian, or person having~~
21 ~~custody of the minor.~~
22 ~~(b) If the original license is lost, destroyed, or mutilated, the~~
23 ~~department, prior to issuing a permanent duplicate driver’s~~
24 ~~license, shall compare the current photograph and information on~~

1 ~~file with the department to the likeness and information obtained~~
2 ~~from the person requesting the duplicate license.~~

3 ~~(c) Any person who loses a driver's license and who, after~~
4 ~~obtaining a duplicate, finds the original license shall immediately~~
5 ~~destroy the original license.~~

6 ~~(d) A person in possession of a valid driver's license who has~~
7 ~~been informed either by the department or by a law enforcement~~
8 ~~agency that the document is mutilated shall surrender the license~~
9 ~~to the department not later than 10 days after that notification.~~

10 ~~(e) For purposes of this section, a mutilated license is one that~~
11 ~~has been damaged sufficiently to render any or all of the elements~~
12 ~~of identity set forth in Sections 12800.5 and 12811 unreadable or~~
13 ~~unidentifiable through visual, mechanical, or electronic means.~~

14 ~~SEC. 2. Section 13000 of the Vehicle Code is amended to~~
15 ~~read:~~

16 ~~13000.—(a) The department may issue an identification card~~
17 ~~to any person attesting to his or her true full name, correct age, and~~
18 ~~other identifying data as certified by the applicant for the~~
19 ~~identification card.~~

20 ~~(b) Any person 62 years of age or older may apply for, and the~~
21 ~~department upon receipt of a proper application therefor shall~~
22 ~~issue, an identification card bearing the notation "Senior Citizen".~~

23 ~~(c) Every application for an identification card shall be signed~~
24 ~~and verified by the applicant before a person authorized to~~
25 ~~administer oaths and shall be supported by bona fide documentary~~
26 ~~evidence of the age and identity of the applicant as the department~~
27 ~~may require, and shall include a legible print of the thumb or finger~~
28 ~~of the applicant.~~

29 ~~(d) Every application for a duplicate identification card, based~~
30 ~~on the loss, destruction, or mutilation of an identification card~~
31 ~~previously issued under this section, shall be made in person and~~
32 ~~the department, prior to the issuance of that duplicate~~
33 ~~identification card, shall compare the current photograph and~~
34 ~~information on file with the department to the likeness and~~
35 ~~information obtained from the applicant requesting the duplicate~~
36 ~~card.~~

37 ~~(e) Any person 62 years of age or older, and any other qualified~~
38 ~~person, may apply for, or possess, an identification card under~~

- 1 ~~either subdivision (a) or (b), but not under both of those~~
- 2 ~~subdivisions.~~

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